

MINUTES

Waukesha County Stormwater Advisory Committee Meeting

August 2, 2004

The meeting was called to order by chairman Perry Lindquist at 1:10 p.m. The following committee members were present:

Neal O'Reilly - Hey and Associates
Tony Fischer – Wisconsin Department of Natural Resources
Perry Lindquist – Waukesha County Land Resources
Tom Chapman – Milwaukee Metropolitan Sewerage District
Mike Hahn – Southeastern Wisconsin Regional Planning Commission
Gary Evans – Waukesha County Public Works
Norm Hanson – Welch, Hanson and Associates
Paul Day – City of Waukesha County
Jeff Weigel – City of Pewaukee
Curt Bolton – Village of Sussex
Mike Steiner – R.A. Smith and Associates
Kurt Peof - Ruekert & Mielke, Inc.
Walter Kolb – Waukesha County Supervisor/LUPE
Richard Mace – Waukesha County Planning and Zoning
John Siepmann – Siepmann Realty Corporation

Others present:

Leif Hauge – Waukesha County Land Resources
Mark Jenks - Waukesha County Land Resources (minutes recorder)
Alan Barrows - Waukesha County Land Resources

Members of the committee introduced themselves and, since it had been some time since the group had last convened, Perry gave a brief history of the committee and the anticipated outcomes of future meetings of the group.

Project Updates:

NR 216 Promulgation (Phase II) - Tony Fischer provided the group with an update on the promulgation of administrative rule NR 216. The revised rule (Phase II) became effective as of 8/1/04. Highlights include lowering the threshold from 5 acres down to 1 for needing to submit a NOI (Notice of Intent) to the DNR before beginning construction projects. Fees for submittals have also changed. No dates are set yet but the DNR will be offering training to help people get accustomed to the new procedures and options will be available for “qualified local programs.”

NR 216 Group Permits - Mike Hahn provided the group with an update of the NR 216 Group Permits for the Upper Fox River and the Root River watersheds. The Root River watershed group, which includes the City of New Berlin, has received its permit from the DNR. The Upper Fox River watershed group is very near to receiving its permit.

Flood Studies in Waukesha County – Mike Hahn provided an update on the flood studies that are presently being conducted. Pebble Creek is close to being completed. In the eastern portion of the county, the Root River and Menomonee River are being examined in cooperation with the Milwaukee Metropolitan Sewerage District (MMSD). The Fox River and the Rock River basins are being looked at as part of a Federal Emergency Management Agency (FEMA) grant that will incorporate GIS data. Don Dittmar from the Waukesha County Land Information Division is also involved in this effort. Funding limitations preclude detailed studies on everything. However, grant dollars can be maximized by having communities provide additional in-kind services of funding. In this case, Waukesha County is

contributing significant funding through the land information program, allowing detailed studies to be completed on most streams except the western part of the county where development is more limited.

Pebble Creek/Brandy Brook Watershed Protection Plan - Perry Lindquist provided an update on the status of the flood study and the watershed protection plan for Pebble Creek and Brandy Brook. At the last meeting on July 12, the consultant (Ayres) that was retained by the Waukesha County Drainage Board had just about completed the flood study. The next phase of the project will be to examine alternative scenarios that could help alleviate flooding concerns in the area of the drainage district while at the same time, addressing the unique resource concerns of these coldwater streams. SEWRPC has been contracted to complete the watershed protection plan. While field inventory work will soon start, other elements of the plan are behind schedule due to Perry's back surgery earlier in the year.

Waukesha County Storm Water BMP Database - Perry Lindquist informed the group that the database is near completion, but that the Waukesha County Information Systems (IS) has temporarily reassigned the contractor to work on the County Dispatch Center project. Land Resources staff have continued to test the application to look for workflow related issues that can be addressed when the IS staff is able to work on the project again. When complete, Perry will give the committee a demonstration and communities can decide if they want data entry rights.

Review and discuss draft list of proposed modifications to County Erosion Control & Storm Water Management Ordinance:

Perry Lindquist distributed a draft list of proposed modifications to the Waukesha County Erosion Control and Storm Water Management Ordinance ("ordinance"). He explained the history behind the ordinance that is presently enforced through the Land Resources Division. Due to the complexity of the proposed changes, the current ordinance will be repealed and recreated, following the new DNR model ordinances as presented in Chapter NR-152 Wis. Administrative Code as much as possible. One of the main purposes of the rewrite will be to incorporate new urban nonpoint pollution performance standards under NR 151. This is a permit requirement under NR 216 for many of the communities represented on the advisory committee. Other major goals for the ordinance revision process include: clarifying the applicability and exemptions, codifying current review procedures adopted by the County Park and Planning Commission several years ago and adding citation authority.

Perry then led the group through each of the items on the draft list of modifications and explained the reasoning behind each. Questions were raised by the group on the topics of wind erosion, waivers to the ordinance and the methodology for determining peak flows. Tom Chapman and Neal O'Reilly have experience with the unit peak discharge methodology being utilized in the eastern part of the county for those areas in the MMSD boundary and also in other parts of the country. They agreed to lead a discussion on the topic at the next advisory committee meeting. Other topics that were discussed include which rainfall data set should be used to administer the ordinance and what documentation needs to be recorded as a permanent record of storm water facilities for future maintenance issues.

Perry also reviewed the process for developing the updated ordinance. Draft language will be sent to the committee the week before the meeting so they have time to review it. He will shade areas in the draft that represent significant additions or revisions. He reviewed an example of proposed revisions to the first two pages of the ordinance with the committee. The final draft will need to be approved by the Waukesha County Land Use, Parks and Environment Committee and the County Board. Communities will be able to replace "county" terms with their community names, etc., which will create consistency in the county.

Next Meeting Date:

The next meeting was scheduled for Monday, September 27 at 1:00 PM. *[Note: Later changed to October 18 at 1:00pm.]*